IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.2627 OF 2006
IN
SUIT NO. 3390 OF 1985

Smt.Madhuri Mukul Dalal ..Plaintiff

Vs.

Tej Pradip Dalal and Ors. ..Defendants

Mr.Snehal Shah i/b Mrs.H.N.Modi for Plaintiff
Mr.Gaurav Kothari i/b M/s. Kanga & Co. for Defendant Nos.1(a), 1(b), 1(c), 7, 8 & 9.
Ms.Viloma Shah i/b Shah and Sanghavi for Defendant Nos. 2, 12 to 15
Mr.A.Diamondwala i/b M/s. Divya Shah and Associates for Defendant No.18.

CORAM: S.A.BOBDE,J.
DATE : FEBRUARY 06, 2007

P.C.

1. Heard. The learned counsel for the defendant stated on instructions that he had no objection to the Notice of Motion being allowed in terms of prayer clause (a) provided he is relieved from the undertaking recorded by this Court on 12.2.1986 and continued on 30.10.1990. Accordingly, the Notice of Motion is allowed in terms of prayer clause (a) upon the defendant being discharged from the aforesaid undertaking recorded in the orders dated

12.2.1986 and 30.10.1990. However, the said undertaking shall continue till the Receiver actually takes charge of the property. Order accordingly.

[S.A.BOBDE, J.]